IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1671 OF 2007

Yashwant Kashinath Patil and others ..Applicants
V/s
The State of Maharashtra ..Respondent.

Mr. V.S. Gharat, Advocate for the applicants.
Mr.S.R. Shinde, APP for the State.

CORAM : R.M. SAVANT, J.

DATE : 18TH MAY, 2007.
(VACATION COURT)

P.C.

. This is an application for anticipatory bail apprehending arrest in C.R.No.19/2007 registered with Vadkhal Police Station, District Raigad for the offence punishable under section 147, 148,149, 326, 324,404 of Indian Penal Code. It is alleged that on 2/4/2007 there was some trifle quarrel during the procession of Hanuman Mandir. In the said quarrel the chain of one Nilesh Patil was snatched away. Thereafter there was a meeting in respect of the said quarrel on 8/4/2007 in Hanuman Mandir. It is alleged that the persons, who are involved in the said quarrel i.e. the applicants had come well prepared in the said meeting. It is alleged that the applicant No.1 Yashwant instructed other

applicants to catch hold of the complainant. Thereafter, Atmaram Patil and other co-acucsed Nardas Anant Patil came with sword and gave blow of sword on the right hand of the complainant. It is alleged that the present applicants had assaulted the complainant with stick and iron bars and on account of which he sustained fracture. They also assaulted complainant's wife by means of iron bar and also assaulted his daughter on her head by means of iron bar. It appears that thereafter Naradas patil and two accused have been arrested by police and were detained in Magisterial custody and thereafter they have been released on bail.

2. There are 10 accused in the present case and only 3 accused could be arrested till 8/4/2007. The remand report of the police prima facie discloses that the accused/applicants are absconding since the date of the incident. The allegations against the applicants are serious in as much as apart from the assault on complainant, they have not spared his wife and daughter. The investigation is in progress. In my view therefore, the the release of accused by way of anticipatory bail is not warranted. The application is therefore, rejected.

(R.M.SAVANT, J.)